

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application

Inventor: Kenichi Miyoshi

Group Art Unit: 2419

Appln. No.: 10/539,088

Examiner: D. Mitchell

Filed: June 15, 2005

For: RADIO COMMUNICATION APPARATUS AND RADIO TRANSMISSION
METHOD

CERTIFICATION UNDER 37 CFR §1.97(e)(1)

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

In fulfillment of 37 CFR 1.97(c)(1) and 1.97(e)(1), it is hereby certified that each item of information contained in the attached Information Disclosure Statement was first cited in any communication (see the attached copy of a Chinese Office Action dated December 12, 2008) from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

/James Edward Ledbetter/

Date: March 9, 2009

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